

**SUPREME COURT MINUTES  
THURSDAY, OCTOBER 7, 2004  
SAN FRANCISCO, CALIFORNIA**

**S123853**

B156420 Second Appellate District,  
Division Three

WALKER v. LOS ANGELES M.T.A.

Extension of time granted

to October 26, 2004 for appellant to file the  
reply brief on the merits. No further extensions  
are contemplated.

**S126512**

MENDEZ ON DISCIPLINE

Recommended discipline imposed

It is ordered that **DAVID GERARD MENDEZ**,  
**State Bar No. 99953**, be suspended from the  
practice of law for one year, that execution of  
suspension be stayed, and that he be placed on  
probation for one year on condition that he be  
actually suspended for 30 days. **David Gerard  
Mendez** is also ordered to comply with the other  
conditions of probation recommended by the  
Hearing Department of the State Bar Court in its  
Order Approving Stipulation filed June 1, 2004.  
Costs are awarded to the State Bar and one-fifth  
of said costs must be added to and become part  
of the membership fees for the years 2005,  
2006, 2007, 2008 and 2009. (Bus. & Prof. Code  
section 6086.10.)

**S126513**

BROWN ON DISCIPLINE

Recommended discipline imposed

It is ordered that **CHERYL A. BROWN**, **State  
Bar No. 151634**, be suspended from the practice  
of law for one year, that execution of the  
suspension be stayed, and that she be actually  
suspended from the practice of law for 30 days  
and until the State Bar Court grants a motion to  
terminate her actual suspension pursuant to rule  
205 of the Rules of Procedure of the State Bar of  
California as recommended by the Hearing  
Department of the State Bar Court in its decision  
filed on May 20, 2004. Respondent is also  
ordered to comply with the conditions of  
probation, if any, hereinafter imposed by the  
State Bar Court as a condition

for terminating her actual suspension. If respondent is actually suspended for two years or more, she must remain actually suspended until she provides proof to the satisfaction of the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. It is further ordered that respondent take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of respondent's actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

**S126514****COCHRANE ON DISCIPLINE**

Recommended discipline imposed: disbarred

It is hereby ordered that **JULIANNE KANE COCHRANE, State Bar No. 143971**, be disbarred from the practice of law and that her name be stricken from the roll of attorneys. **Julianne Kane Cochrane** is also ordered to comply with rule 955 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar.  
\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S126515****HUSTON ON DISCIPLINE**

Recommended discipline imposed

It is ordered that **ROBERT HUSTON, III, State Bar No. 45366**, be suspended from the practice of law for six months and until he makes restitution to Toni Walters (or the Client Security Fund, if appropriate) in the amount of

\$4,000.00 plus 10% interest per annum from June 18, 2002, and furnishes satisfactory proof thereof to the State Bar's Office of Probation in Los Angeles, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including restitution, recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on June 7, 2004. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

**S128145****BERGER ON RESIGNATION**

Resignation accepted with disc. proceeding pending

The voluntary resignation of **JERRY SOLOMON BERGER, State Bar No. 50107**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.\* Costs are awarded to the State Bar.

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S128149****WITTKE ON RESIGNATION**

Resignation accepted with disc. proceeding pending

The voluntary resignation of **WILLIAM MARTIN WITTKE, State Bar No. 68053**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding

pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.\* Costs are awarded to the State Bar.

\*(See Bus. & Prof. Code, § 6126, subd. (c).)